

36.301 Use of two-phase design-build selection procedures.

(a) During formal or informal *acquisition planning* (see [part 7](#)), if considering the use of two-phase design-build selection procedures, the *contracting officer shall* conduct the evaluation in paragraph (b) of this section.

(b) The two-phase design-build selection procedures *shall* be used when the *contracting officer* determines that this method is appropriate, based on the following:

(1) Three or more *offers* are anticipated.

(2) Design work *must* be performed by *offerors* before developing price or cost proposals, and *offerors* will incur a substantial amount of expense in preparing *offers*.

(3) The following criteria have been considered:

(i) The extent to which the project requirements have been adequately defined.

(ii) The time constraints for delivery of the project.

(iii) The capability and experience of potential contractors.

(iv) The suitability of the project for use of the two-phase selection method.

(v) The capability of the agency to manage the two-phase selection process.

(vi) Other criteria established by the *head of the contracting activity*.

Parent topic: [Subpart 36.3 - Two-Phase Design-Build Selection Procedures](#)